

Fill in this information to identify your case:

United States Bankruptcy Court for the:

WESTERN DISTRICT OF NEW YORK

Case number (if known)

Chapter 11

Check if this an amended filing

Official Form 201

**Voluntary Petition for Non-Individuals Filing for Bankruptcy**

06/22

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name Against the Grain Holdings LLC

2. All other names debtor used in the last 8 years  
DBA Hatchets and Hops  
Include any assumed names, trade names and doing business as names  
DBA Axe Wagon

3. Debtor's federal Employer Identification Number (EIN) 83-3922413

4. Debtor's address Principal place of business  
68 Tonawanda Street, Space 1  
Buffalo, NY 14207  
Number, Street, City, State & ZIP Code  
Erie  
County

Mailing address, if different from principal place of business  
P.O. Box 17  
Buffalo, NY 14203  
P.O. Box, Number, Street, City, State & ZIP Code

Location of principal assets, if different from principal place of business  
Number, Street, City, State & ZIP Code

5. Debtor's website (URL) www.hatchetsandhops.com

6. Type of debtor  
 Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))  
 Partnership (excluding LLP)  
 Other. Specify: \_\_\_\_\_

Name \_\_\_\_\_

**7. Describe debtor's business** A. *Check one:*

- Health Care Business (as defined in 11 U.S.C. § 101(27A))
- Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- Railroad (as defined in 11 U.S.C. § 101(44))
- Stockbroker (as defined in 11 U.S.C. § 101(53A))
- Commodity Broker (as defined in 11 U.S.C. § 101(6))
- Clearing Bank (as defined in 11 U.S.C. § 781(3))
- None of the above

B. *Check all that apply*

- Tax-exempt entity (as described in 26 U.S.C. §501)
- Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. §80a-3)
- Investment advisor (as defined in 15 U.S.C. §80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor. See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.7225**8. Under which chapter of the Bankruptcy Code is the debtor filing?***Check one:*

- Chapter 7
- Chapter 9
- Chapter 11. *Check all that apply:*

A debtor who is a "small business debtor" must check the first sub-box. A debtor as defined in § 1182(1) who elects to proceed under subchapter V of chapter 11 (whether or not the debtor is a "small business debtor") must check the second sub-box.

- The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D), and its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$3,024,725. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- The debtor is a debtor as defined in 11 U.S.C. § 1182(1), its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$7,500,000, **and it chooses to proceed under Subchapter V of Chapter 11**. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return, or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- A plan is being filed with this petition.
- Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
- The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

- Chapter 12

**9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?**

- No.
- Yes.

If more than 2 cases, attach a separate list.

District	When	Case number
District	When	Case number

Debtor Against the Grain Holdings LLC  
Name

Case number (if known)

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

No  
 Yes.

List all cases. If more than 1, attach a separate list

Debtor	See Attachment	Relationship
District	When	Case number, if known

11. Why is the case filed in this district?

Check all that apply:

Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.  
 A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?

No

Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.

Why does the property need immediate attention? (Check all that apply.)

It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.  
What is the hazard? \_\_\_\_\_  
 It needs to be physically secured or protected from the weather.  
 It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).  
 Other \_\_\_\_\_

Where is the property?

Number, Street, City, State & ZIP Code

Is the property insured?

No

Yes. Insurance agency \_\_\_\_\_

Contact name \_\_\_\_\_

Phone \_\_\_\_\_

#### Statistical and administrative information

13. Debtor's estimation of available funds

Check one:

Funds will be available for distribution to unsecured creditors.

After any administrative expenses are paid, no funds will be available to unsecured creditors.

14. Estimated number of creditors

1-49  
 50-99  
 100-199  
 200-999

1,000-5,000  
 5,001-10,000  
 10,001-25,000

25,001-50,000  
 50,001-100,000  
 More than 100,000

15. Estimated Assets

\$0 - \$50,000  
 \$50,001 - \$100,000  
 \$100,001 - \$500,000  
 \$500,001 - \$1 million

\$1,000,001 - \$10 million  
 \$10,000,001 - \$50 million  
 \$50,000,001 - \$100 million  
 \$100,000,001 - \$500 million

\$500,000,001 - \$1 billion  
 \$1,000,000,001 - \$10 billion  
 \$10,000,000,001 - \$50 billion  
 More than \$50 billion

16. Estimated Liabilities

\$0 - \$50,000

\$1,000,001 - \$10 million

\$500,000,001 - \$1 billion

Debtor	<u>Against the Grain Holdings LLC</u>	Case number ( <i>if known</i> )	
Name			
	<input type="checkbox"/> \$50,001 - \$100,000 <input type="checkbox"/> \$100,001 - \$500,000 <input checked="" type="checkbox"/> \$500,001 - \$1 million	<input type="checkbox"/> \$10,000,001 - \$50 million <input type="checkbox"/> \$50,000,001 - \$100 million <input type="checkbox"/> \$100,000,001 - \$500 million	<input type="checkbox"/> \$1,000,000,001 - \$10 billion <input type="checkbox"/> \$10,000,000,001 - \$50 billion <input type="checkbox"/> More than \$50 billion

**Request for Relief, Declaration, and Signatures**

**WARNING** -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

**17. Declaration and signature  
of authorized  
representative of debtor**

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on February 15, 2024  
MM / DD / YYYY

**X** /s/ Andrew R. Piechowicz  
Signature of authorized representative of debtor

Andrew R. Piechowicz  
Printed name

Title Managing Member

**18. Signature of attorney**

**X** /s/ James C. Thoman  
Signature of attorney for debtor

Date February 15, 2024  
MM / DD / YYYY

James C. Thoman  
Printed name

Hodgson Russ LLP  
Firm name

140 Pearl Street  
Suite 100  
Buffalo, NY 14202  
Number, Street, City, State & ZIP Code

Contact phone (716) 856-4000 Email address \_\_\_\_\_

4135612 NY  
Bar number and State

Debtor Against the Grain Holdings LLC  
Name \_\_\_\_\_

Case number (*if known*) \_\_\_\_\_

**Fill in this information to identify your case:**

United States Bankruptcy Court for the:

WESTERN DISTRICT OF NEW YORK

Case number (*if known*) \_\_\_\_\_ Chapter 11

Check if this an  
amended filing

**FORM 201. VOLUNTARY PETITION**

**Pending Bankruptcy Cases Attachment**

Debtor	Andrew R. Piechowicz	Relationship to you	Affiliated Debtor
District	Western District of New York	When _____	Case number, if known
Debtor	Hatchets and Hops Black Rock LLC	Relationship to you	Affiliated Debtor
District	Western District of New York	When _____	Case number, if known
Debtor	Hatchets and Hops Brooklyn LLC	Relationship to you	Affiliated Debtor
District	Western District of New York	When _____	Case number, if known
Debtor	Hatchets and Hops LLC	Relationship to you	Affiliated Debtor
District	Western District of New York	When _____	Case number, if known

Fill in this information to identify the case:

Debtor name Against the Grain Holdings LLC

United States Bankruptcy Court for the: WESTERN DISTRICT OF NEW YORK

Case number (if known) \_\_\_\_\_

Check if this is an amended filing

Official Form 202

## Declaration Under Penalty of Perjury for Non-Individual Debtors

12/15

An individual who is authorized to act on behalf of a non-individual debtor, such as a corporation or partnership, must sign and submit this form for the schedules of assets and liabilities, any other document that requires a declaration that is not included in the document, and any amendments of those documents. This form must state the individual's position or relationship to the debtor, the identity of the document, and the date. Bankruptcy Rules 1008 and 9011.

**WARNING -- Bankruptcy fraud is a serious crime. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.**

### Declaration and signature

I am the president, another officer, or an authorized agent of the corporation; a member or an authorized agent of the partnership; or another individual serving as a representative of the debtor in this case.

I have examined the information in the documents checked below and I have a reasonable belief that the information is true and correct:

- Schedule A/B: Assets–Real and Personal Property* (Official Form 206A/B)
- Schedule D: Creditors Who Have Claims Secured by Property* (Official Form 206D)
- Schedule E/F: Creditors Who Have Unsecured Claims* (Official Form 206E/F)
- Schedule G: Executory Contracts and Unexpired Leases* (Official Form 206G)
- Schedule H: Codebtors* (Official Form 206H)
- Summary of Assets and Liabilities for Non-Individuals* (Official Form 206Sum)
- Amended Schedule*
- Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders* (Official Form 204)
- Other document that requires a declaration

I declare under penalty of perjury that the foregoing is true and correct.

Executed on February 15, 2024

X /s/ Andrew R. Piechowicz

Signature of individual signing on behalf of debtor

Andrew R. Piechowicz

Printed name

Managing Member

Position or relationship to debtor

Fill in this information to identify the case:

Debtor name | Against the Grain Holdings LLC  
United States Bankruptcy Court for the: WESTERN DISTRICT OF NEW YORK  
Case number (if known): \_\_\_\_\_

Check if this is an  
amended filing

## Official Form 204

### Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders

12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Vox Funding LLC 100 Park Avenue 26th Floor New York, NY 10017			Disputed	\$48,115.28	\$0.00	\$48,115.28
Ascentium Capital, LLC 23970 Highway 59 North Kingwood, TX 77339		Loan Equipment		\$0.00	Unknown	Unknown
Benchmark International CSSA, LLC 4030 W. Boy Scout Blvd. Suite 500 Tampa, FL 33607		Marketing Agreement	Disputed			\$0.00
Small Business Financial Solutions, LLC 4500 East West Highway 6th Floor Bethesda, MD 20814		All Assets	Disputed	\$129,742.46	Unknown	Unknown
U.S. Small Business Administration 14925 Kingsport Road Fort Worth, TX 76155		All Assets		\$479,404.00	Unknown	Unknown

**United States Bankruptcy Court  
Western District of New York**

In re Against the Grain Holdings LLC

Debtor(s)

Case No.

Chapter 11

**VERIFICATION OF CREDITOR MATRIX**

I, the Managing Member of the corporation named as the debtor in this case, hereby verify that the attached list of creditors is true and correct to the best of my knowledge.

Date: February 15, 2024

/s/ Andrew R. Piechowicz

Andrew R. Piechowicz/Managing Member  
Signer>Title

Andrew R. Piechowicz  
1469 Niagara Street  
Apartment 400  
Buffalo, NY 14213

Ascentium Capital, LLC  
23970 Highway 59 North  
Kingwood, TX 77339

Benchmark International CSSA, LLC  
4030 W. Boy Scout Blvd.  
Suite 500  
Tampa, FL 33607

Derek Medolla, Esq.  
Medolla Law, PLLC  
1407 Broadway, 29th Floor  
New York, NY 10018

Hatchets and Hops Black Rock LLC  
68 Tonawanda Street  
Space 1  
Buffalo, NY 14207

Hatchets and Hops Brooklyn LLC  
98 N. 11th Street  
Brooklyn, NY 11249

Hatchets and Hops LLC  
505 Main Street  
Buffalo, NY 14205

Isaac Hirsch Greenfield, Esq.  
Law Offices of Isaac H. Greenfield, PLLC  
1 Executive Blvd.  
Suite 305  
Suffern, NY 10901

Rapid Financial Services, LLC  
4500 East West Highway  
6th Floor  
Bethesda, MD 20814

Small Business Financial Solutions, LLC  
4500 East West Highway  
6th Floor  
Bethesda, MD 20814

U.S. Small Business Administration  
14925 Kingsport Road  
Fort Worth, TX 76155

Vox Funding LLC  
100 Park Avenue  
26th Floor  
New York, NY 10017